

CERTIFIED FOR PUBLICATION

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
FIRST APPELLATE DISTRICT
DIVISION THREE

SALMON PROTECTION AND
WATERSHED NETWORK,

Plaintiff and Respondent,

v.

COUNTY OF MARIN et al.,

Defendants and Respondents;

CHARLES CHALMERS et al.,

Interveners and Appellants.

A133109

(Marin County
Super. Ct. No. CIV1004866)

ORDER MODIFYING OPINION
AND DENYING REHEARING;
NO CHANGE IN JUDGMENT

THE COURT:

It is ordered that the opinion filed herein on April 20, 2012, be modified as follows:

On page 9, line 3, delete the sentence beginning with the words “Their interests may be sufficient . . . ,” and replace it with the following sentence:

In granting their motion for intervention (Code Civ. Proc., § 387), the trial court stated that interveners are “necessary” parties within the meaning of Code of Civil Procedure section 389, subdivision (a) only because of SPAWN’s request for an injunction prohibiting the approval of development projects on their properties, and that they are not “indispensable” parties within the meaning of Code of Civil Procedure section 389, subdivision (b).

This modification does not affect the judgment. The petition for rehearing is denied.

Dated: _____ Acting P. J.

Superior Court of Marin County, No. A133109, Lynn Duryee, Judge.

Counsel for Plaintiff and Respondent: ENVIRONMENTAL LAW CLINIC at
STANFORD LAW SCHOOL, Deborah A. Sivas,
Alicia E. Thesing, Leah J. Russin, Tori Ballif,
and certified law student Peter Broderick.

Michael W. Graf

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as amicus curiae on behalf of plaintiff and
respondent.

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DOWNEY BRAND LLP, Christian L. Marsh,
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Counties as amicus curiae on behalf of
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Counsel for Interveners and Appellants: Charles D. Chalmers

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